19/46 File No. Cr. Tribes II/46

Legal Department

B BRANCH

P.10(E)/1946

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Subject:— Rules and Notifications under the Bombay Criminal Tribes Act, 1924.

File No. Cr. Tribes II/46

Gen. 194 e.

468-B

Revised first proviso to draft rule 16.

"Provided that if during any of the periods mentioned above,-

(a) such member is convicted of any non-bailable offence, or

(b) such member is reasonably suspected by the District Magistrate for reasons recorded in writing of having been concerned in the commission of a non-bailable offence, or against

(c) an order is passed against such member under section 118 of the Code of Criminal Procedure 1898,

heshall report himself in the manner prescribed in clauses (1),(2) and (3) for the full periods mentioned therein beginning, in the case mentioned in clause (a) with the date of the expiry of the sentence, in the case mentioned in clause (b) with the date on which the District Magistrate recorded his reasons and in the case mentioned in clause (c) with the date of the expiry of the period for which security was demanded or the date of furnishing such security, whichever is earlier."

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Revised sub-rule (5) of draft rule 32.

"(5) If at any time during the period of two years referred to in sub-rules (2) and(3),-

(a) any member is convicted of any of the offences described in Chapters XII and XVII of the Indian Penal Code, or under section 24, or

(b) an order is passed against him under section 118 of the Code of Criminal Procedure, 1898.

he shall report himself in the manner prescribed in clauses (1). and (2) and (3) of rule 16 for the full periods mentioned therein beginning, in the cases mentioned in clause (a), with the date of the expiry of the sentence and in the case mentioned in clause (b) with the date of the expiry of the period for which security was demanded or the date of furnishing such security, whichever is earlier."

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Office of the R.L.A.

The first proviso to revised rule 16 and sub-rule (5) of revised rule 32 forwarded with R.L.A.'s U.R.No. 5853, dated 4-7-1941, may be recast as shown in the accompanying drafts to achieve the object in view.

P.N.M.

7/11/46

o.c.

Remembrancer of Legal Affairs.

U?R?. to H.D.No. 7769, dated the 7th November 1946.

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Office of the R.L.A

In place of the proposed draft notifications at pages 59-63 ante, revised draft notifications are sent herewith. It is presumed that under the proposed draft notification under section 11 at page 61, the movements of Thakarda and Kotwal are not to be restricted to the Kaira District.

Sd/-

o/c

Remembrancer of Legal Affairs.

U.R. to H.D.No. 9113, dated the 16th December 1946.

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NOTIFICATION.

Home Department.

Bombay Castle, 1946.

Criminal Tribes Act, 1924.

No. 9849/3-XIII. In exercise of the powers conferred by section 3 of the Criminal Tribes Act, 1924 (VI of 1924), and in supersession of Government Notification in the Home Department, No. 9356-III/54 dated the 28th November 1931, the Government of Bombay is pleased to declare the following classes of persons known as Patanwadia, Baria, Pagi, Khant, Thakarda and Kotwal, residing in the Kaira District:-

Slip M in B.G.G.1931 P I p.2724 below.

(a) who are undergoing imprisonment for committing non-bailable offences on the day of 1946;

(b) who are confined to any of the criminal tribes settlements on the day of 1946 and who will be released from prison and confined to settlements on the day subsequent to the day of 1946;

(c) who have been dischagged from criminal tribes settlements and are on probation on the day of 1946 and who will be released from such settlements on probation on a day subsequent to the day of 1946;

Contd

and

(d) the wives and children not above the age of sixteen years of the said classes of persons, to be criminal tribe for the purposes of the said Act.

By order of the Governor of Bombay,

Secretary to Government.

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13/7.

NOTIFICATION

Home Department,
Bombay Castle, 1946.

Criminal Tribes Act, 1924.

No. 9849/3-XIII. In exercise of the powers conferred by section 4 of the Criminal Tribes Act, 1924 (VI of 1924), and in supersession of Government Notification in the Home Department No. 9356-III/68 2/16 dated the 7th June 1933 the Government of Bombay is pleased to direct the District Magistrate, Kaira, to make or cause to be made a register of the members of the classes of persons known as Patanwadia, Baria, Pagi, Khant, Thakanda and Kotwal residing in the Kaira District declared a criminal tribe under Government Notification in the Home Department, No. 9849/3-XIII, dated 1946.

Slip in B.G.G.1933 P I. p. 1448 (below).

By order of the Governor of Bombay,

Secretary to Government.

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13/7-

NOTIFICATION.

Home Department,
Bombay Castle, 1946.

Criminal Tribes. Act. 1924.

No. 9849/3XIII. In exercise of the powers conferred by section 11 of the Criminal Tribes Act, 1924 (VI of 1924), and in supersession of Government Notification in the Home Department No. 9356-III/56, dated the 28th November 1931, the Government of Bombay is pleased to declare that all members of the classes of persons known as Patanwadia, Baria, Pagi and Khant - residing in the Kaira District declared a criminal tribe under Government Notification in the Home Department No. 9849/3-XIII dated the 1946, shall be restri cted in their movements to the limits of the Kaira District.

By order of the Governor of Bombay

Secretary to Government.

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13/7-

NOTIFICATION.

Home Department,
Bombay Castle, 1946 .

Criminal Tribes Act, 1924.

No. 9849/3-XIII. - In exercise of the powers conferred by sub-section (1) of section 10 of the Criminal Tribes Act, 1924 (VI of 1924), and in supersession of Government Notification in the Home Department No. 8453/3(14), dated the 28th November 1936, the Government of Bombay is pleased to direct that every registered member of the classes of persons known as Patanwadia, Baria, Pagi, Khant, Thakarda and Kotwal residing in the Kaira District declared criminal tribe under Government Notification in the Home Department No. 9849/3-XIII dated the 1946, shall -

(a) under clause (a) of the said sub-section, report himself/herself at fixed intervals;

and

(b) under clause (b) of the said sub-section, notify his/her place of residence and any change or intended change of, and any absence of intended absence from his/her residence;

in the manner prescribed in the Bombay Criminal

Contd.

Tribes Rules, 1930, published in Government Notification in the Home Department No. 9356-III/68/2, dated the 23rd June 1931.

By order of the Governor of Bombay

Secretary to Government.

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